

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

<p><b>IN RE CATTLE ANTITRUST LITIGATION</b></p> <p>This document relates to:</p> <p>ALL CASES</p>	<p>Case No. 19-cv-1222-JRT-HB</p>
<p>KENNETH PETERSON, et al.</p> <p style="text-align: right;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>JBS USA FOOD COMPANY HOLDINGS, TYSON FOODS, INC., CARGILL, INC., and NATIONAL BEEF PACKING COMPANY,</p> <p style="text-align: right;">Defendants.</p>	<p>Case No. 0:19-cv-01129-JRT-HB</p>

**DEFENDANTS' MOTION RELATED TO BRIEFING SCHEDULES**

Defendants respectfully move the Court to coordinate the motion-to-dismiss briefing schedules in these two “related cases.” *See* Order of Direction to the Clerk of Court for Reassignment of Related Cases, Case No. 19-cv-1222, ECF No. 6. The Amended Consolidated Complaint in the *Cattle Antitrust Litigation* case and the Proposed Second Amended Complaint in the *Peterson* case involve substantially similar claims and allegations. Coordination of the briefing schedules in the two cases would allow the parties

and Court to most efficiently address the arguments for and against dismissal of those similar claims.

This motion is supported by the Memorandum of Law in Support of Defendants' Motion Related to Briefing Schedules and all of the files, records, and proceedings herein.

Date: November 12, 2019

s/ Patrick E. Brookhouser, Jr.

Lewis A. Remele, Jr., Reg. No. 90724  
Christopher R. Morris, Reg. No. 230613  
**BASSFORD REMELE, PA**  
100 South 5th Street, Suite 1500  
Minneapolis, MN 55402  
(612) 333-3000  
lremele@bassford.com  
cmorris@bassford.com

William F. Hargens  
Mark F. Enenbach  
Patrick E. Brookhouser, Jr.  
Matthew G. Munro  
**MCGRATH NORTH MULLIN &  
KRATZ, PC LLO**  
First National Tower, Suite 3700  
1601 Dodge Street  
Omaha, NE 68102  
(402) 341-3070  
whargens@mcgrathnorth.com  
menenbach@mcgrathnorth.com  
pbrookhouser@mcgrathnorth.com  
mmunro@mcgrathnorth.com  
*Admitted Pro Hac Vice*

*Counsel for Defendants JBS USA Food  
Company, JBS Packerland, Inc. and  
Swift Beef Company, and Special  
Appearance for Defendant JBS S.A., in  
the Cattle Antitrust Litigation*

s/ Jessica J. Nelson

Donald G. Heeman, Reg. No. 286023  
Jessica J. Nelson, Reg. No. 347358  
Randi J. Winter, Reg. No. 391354  
**SPENCER FANE LLP**  
150 South Fifth Street, Suite 1900  
Minneapolis, MN 55402  
Telephone: (612) 268-7000  
dheeman@spencerfane.com  
jnelson@spencerfane.com  
rwinter@spencerfane.com

Stephen Neuwirth  
Sami H. Rashid  
**QUINN EMANUEL URQUHART &  
SULLIVAN LLP**  
51 Madison Avenue, 22nd Floor  
New York, NY 10010  
Telephone: (212) 849 7000  
stephenneuwirth@quinnemanuel.com  
samirashid@quinnemanuel.com  
*Admitted Pro Hac Vice*

Ethan Glass, Reg. No. 316490  
**QUINN EMANUEL URQUHART &  
SULLIVAN LLP**  
1300 I Street NW Suite 900  
Washington, D.C. 20005  
Telephone: (202) 538-8265  
ethanglass@quinnemanuel.com

*Counsel for Defendant JBS USA Food  
Company Holdings in the Peterson  
Action*

s/ David P. Graham

---

David P. Graham, Reg. No. 0185462

**DYKEMA GOSSETT, PLLC**

4000 Wells Fargo Center

90 South 7th Street

Minneapolis, MN 55402

(612) 486-1521

dgraham@dykema.com

Jon B. Jacobs

Jeremy C. Keeney

**PERKINS COIE LLP**

700 13th Street, NW, Suite 600

Washington, DC 20005

(202) 654-1758

jbjacobs@perkinscoie.com

jkeeney@perkinscoie.com

*Admitted Pro Hac Vice*

Susan E. Foster

Ulrike B. Connelly

**PERKINS COIE LLP**

1201 Third Avenue, Suite 4900

Seattle, WA 98101-3099

(206) 359-8846

sfoster@perkinscoie.com

uconnelly@perkinscoie.com

*Admitted Pro Hac Vice*

*Counsel for Defendants Tyson Foods,  
Inc. and Tyson Fresh Meats, Inc.*

s/ Kathryn N. Hibbard

---

Kathryn N. Hibbard, Reg. No. 0387155

X. Kevin Zhao, Reg. No. 0391302

**GREENE ESPEL PLLP**

222 South 9th Street, Suite 2200

Minneapolis, MN 55402

(612) 373-0830

khibbard@greeneespel.com

kzhao@greeneespel.com

Mark W. Ryan

Michael E. Lackey, Jr.

Nicole A. Saharsky

**MAYER BROWN LLP**

1999 K Street, NW

Washington, DC 20009

(202) 263-3338

mryan@mayerbrown.com

mlackey@mayerbrown.com

nsaharsky@mayerbrown.com

*Admitted Pro Hac Vice*

*Counsel for Defendants Cargill,  
Incorporated and Cargill Meat Solutions  
Corporation*

s/ Benjamin L. Ellison

---

Andrew M. Luger, Reg. No. 0189261

Benjamin L. Ellison, Reg. No. 0392777

**JONES DAY**

90 South Seventh Street, Suite 4950

Minneapolis, MN 55402

(612) 217-8862

aluger@jonesday.com

bellison@jonesday.com

Julia E. McEvoy

**JONES DAY**

51 Louisiana Avenue, N.W.

Washington, D.C. 20001-2113

(202) 879-3867

jmcevoy@jonesday.com

*Admitted Pro Hac Vice*

Paula W. Render

**JONES DAY**

77 West Wacker, Suite 3500

Chicago, Illinois 60601-1692

(312) 269-1555

prender@jonesday.com

*Admitted Pro Hac Vice*

*Counsel for Defendant National Beef  
Packing Company, LLC*